THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

W.P.No. 7873 OF 2005

Dated: 22-09-2005

Between:

P.Prabhavathi w/o P.Madhusudhan Reddy

Aged about 45 years, occ: Household,

R/O H.No. 143/A, East Marredpally,

Secunderabad …Petitioner

A N D

1. The Deputy Collector & Mandal Revenue Officer,

Quthbullapur Mandal, Ranga Reddy District and Others

…Respondents

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W.P.No. 7873 OF 2005

ORDER:

1. This writ petition has been filed by P.Prabhavathi assailing the order of the Deputy Collector and Mandal Revenue Officer, Quthbullapur Mandal, Ranga Reddy

District-1st respondent passed in Proceedings bearing No. A/15596/2004, dated 30-3-2005.

2. The learned counsel for the petitioner submits that the petitioner is the owner of land bearing Survey Nos. 92 and 129 admeasuring Ac.5-00 and Ac.5-11 gts. respectively. She submitted an application to the Deputy Collector and Mandal Revenue Officer for demarcation of the land. The Mandal Revenue Officer under order impugned in the writ petition rejected the application along with the application filed by the respondents 2 to 5 for mutation of their names in the revenue records.

3. Heard the counsel for the petitioner and learned counsel appearing for the respondents No. 2 to 5.

4. The learned counsel for the petitioner submits that the petitioner is the owner and she is in possession of the property and therefore, rejection of her application filed by the 1st respondent for demarcation of the land is not legal and proper and therefore, the 1st respondent is required to be directed to take necessary steps for demarcation of the land of the petitioner.

5. It appears the petitioner claims the property under a gift settlement deed executed by her father. Later, she executed General Power of Attorney in favour of father and basing on the GPA, her father B.Manikya Reddy sold the property in favour of respondents No. 2 to 5. The petitioner filed a suit being O.S.No. 1453 of 2004 on the file of the Principal Senior Civil Judge, Ranga Reddy District for cancellation of the sale deed. Since, the competent Court has already seized the matter, she is at liberty to move the application before the Competent Court seeking necessary direction to the Mandal Revenue Officer to take steps for demarcation of the land.

6. Accordingly, this writ petition is disposed of giving the above said liberty to the petitioner. No order as to costs.

B.Seshasayana Reddy,J

22nd September, 2005.

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THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

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